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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	NO. CR 12-0061 EMC
)	
Plaintiff,)	
)	
v.)	STIPULATION AND [PROPOSED] ORDER
)	CHANGING HEARING DATE
FRED FINNEY,)	
)	
Defendant.)	
)	
)	
)	

The Court has set December 16, 2014, at 2:30 p.m. as the date for a pretrial conference and January 12, 2015 as the beginning date for a trial. The parties have reached an agreement in principle on a resolution of the case, and they respectfully request that the Court vacate these dates and set January 7, 2015, as the date for a change of plea.

The parties also request the parties also request that the Court exclude the period from the date of this Order through January 7, 2015, from the time limits of 18 U.S.C. § 3161 for the purposes of effective preparation of counsel and continuity of counsel. The parties agree that the ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendant in a speedy

trial. 18 U.S.C. § 3161(h)(7)(A).

SO STIPULATED:

MELINDA HAAG

United States Attorney

DATED: December 4, 2014

_____/s/_____
KEVIN J. BARRY

Assistant United States Attorney

DATED: December 4, 2014

_____/s/_____
ERIK BABCOCK

Attorney for FRED FINNEY

Attestation of Filer

In addition to myself, the other signatory to this document is Erick Babcock. I attest that I have his permission to enter a conformed signature on his behalf and to file the document.

DATED: December 4, 2014

_____/s/_____
KEVIN J. BARRY

Assistant United States Attorney

[~~PROPOSED~~] ORDER

For the reasons stated above, the Court vacates the December 16, 2014 pretrial conference and January 12, 2015 trial date. The Court sets January 7, 2014 as the date for a change of plea. The Court also excludes the period from the date of this Order through January 7, 2015, from the time limits of 18 U.S.C. § 3161 for the purposes of effective preparation of counsel and continuity of counsel. The ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

IT IS SO ORDERED. The change of plea is set for 1/7/15 at
9:30 a.m.

DATED: 12/4/14

HONORABLE EDWARD M. CHEN
United States District Judge



STIPULATION AND [PROPOSED] ORDER CHANGING HEARING
CR 12-0061 EMC